

AMENDED IN ASSEMBLY AUGUST 31, 2005

AMENDED IN ASSEMBLY JULY 13, 2005

AMENDED IN ASSEMBLY JUNE 21, 2005

AMENDED IN ASSEMBLY JUNE 6, 2005

AMENDED IN SENATE APRIL 25, 2005

SENATE BILL

No. 319

Introduced by Senator Migden

February 16, 2005

An act to amend Section 47660 of the Education Code, relating to public education funding.

LEGISLATIVE COUNSEL'S DIGEST

SB 319, as amended, Migden. Charter schools: funding.

Existing law, the Charter Schools Act of 1992, allows for the establishment of charter schools that operate independently from the existing school district structure as a method of accomplishing specified goals.

Existing law requires the Superintendent of Public Instruction to annually compute a general purpose entitlement, as defined, and a categorical block grant amount, as defined, for each charter school, pursuant to a specified formula.

Existing law requires, for purposes of computing eligibility for, and entitlements to, revenue limit funding, that the average daily attendance of a unified school district, other than a unified school district that has converted all of its schools to charter status, as specified, include all attendance of pupils who attend charter schools for which the district is the sponsoring local educational agency and

reside in, and would otherwise have been eligible to attend a noncharter school of the district.

This bill would limit that requirement to a charter school in a basic aid school district, and to a charter school that was converted to charter status after January 1, 2005, and would subject to different funding provisions, as specified, a charter school in a unified school district that was converted to charter status after January 1, 2005, and that would otherwise be subject to the above provisions of existing law.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 47660 of the Education Code is
2 amended to read:

3 47660. (a) For purposes of computing eligibility for, and
4 entitlements to, general purpose funding and operational funding
5 for categorical programs, the enrollment and average daily
6 attendance reported by a sponsoring local educational agency
7 shall exclude the enrollment and attendance of pupils in its
8 charter schools funded pursuant to this chapter.

9 (b) Notwithstanding subdivision (a), and commencing with the
10 2005-06 fiscal year, for purposes of computing eligibility for, and
11 entitlements to, revenue limit funding, the average daily
12 attendance of a unified school district, other than a unified school
13 district that has converted all of its schools to charter status
14 pursuant to Section 47606, shall include all attendance of pupils
15 who would otherwise have been eligible to attend a noncharter
16 school of the school district, if the school district was a basic aid
17 school district in the prior fiscal year, or if the pupils attended a
18 charter school of a school district that converted to charter status
19 on or after to January 1, 2005. Only the attendance of the pupils
20 described by this subdivision shall be included in the calculation
21 made pursuant to paragraph (7) of subdivision (h) of Section
22 42238.

23 (c) Commencing with the 2005-06 fiscal year, *for the*
24 *attendance of pupils specified in subdivision (b)*, the
25 general-purpose entitlement for a charter school that is
26 established through the conversion of an existing public school

within a unified school district on or after January 1, 2005, shall be ~~the following determined using the following amount of general-purpose funding per unit of average daily attendance~~, in lieu of the amount calculated pursuant to *subdivision (a) of Section 47633*:

(1) The amount of unrestricted revenues expended per ~~pupil unit of average daily attendance~~ for that school in the year prior to its conversion to a charter school, adjusted for the base revenue limit per pupil inflation increase *and equalization, deficit reduction, and other state general-purpose increases*, if any, provided for unified school districts in the year of ~~conversion, multiplied by the units of average daily attendance for resident pupils in the charter.~~ *conversion.*

(2) For a subsequent fiscal year, the general-purpose entitlement shall be determined based on the amount per ~~pupil unit of average daily attendance~~ allocated in the prior fiscal year adjusted for the base revenue limit per pupil inflation increase, if any, provided for unified school districts.

(d) Commencing with the 2005-06 fiscal year, the general-purpose funding per unit of average daily attendance specified for a unified school district for purposes of paragraph (7) of subdivision (h) of Section 42238 shall be deemed to be the amount computed pursuant to subdivision (c).

(e) A unified school district that is the chartering authority of a charter school that is subject to the provisions of subdivision (c) shall certify to the Superintendent the amount specified in paragraph (1) of subdivision (c) prior to the approval of the charter petition by the governing board of the school district.

~~(d)~~

(f) For the purposes of this section, “basic aid school district” means a school district that does not receive from the state an apportionment of state funds pursuant to subdivision (h) of Section 42238.

~~(e) The Superintendent shall develop a recommended list of accounts based on the~~

(g) A school district may use the existing Standardized Account Code Structure for school districts and cost allocation methods, if appropriate, that may be used in for an accounting of

- 1 unrestricted revenues expended in support of a school pursuant to
- 2 subdivision (c).

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